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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/594,013	Dimo Dietrich	82585

23685

KRIEGSMAN & KRIEGSMAN
30 TURNPIKE ROAD, SUITE 9
SOUTHBOROUGH, MA 01772



INTERNATIONAL APPLICATION NO.	
PCT/EP2005/003366	
I.A. FILING DATE	PRIORITY DATE
03/24/2005	03/24/2004

CONFIRMATION NO. 3953
371 FORMALITIES LETTER



Date Mailed: 10/06/2008

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 09/25/2006
- English Translation of the IA filed on 08/27/2008
- Copy of the International Search Report filed on 09/25/2006
- Information Disclosure Statements filed on 09/25/2006
- Biochemical Sequence Diskette filed on 09/25/2006
- Oath or Declaration filed on 09/25/2006
- Biochemical Sequence Listing filed on 09/25/2006
- Request for Immediate Examination filed on 09/25/2006
- U.S. Basic National Fees filed on 09/25/2006
- Priority Documents filed on 09/25/2006
- Specification filed on 09/25/2006
- Claims filed on 09/25/2006
- Abstracts filed on 09/25/2006
- Drawings filed on 09/25/2006

Applicant's response filed 08/27/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/20/2008 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Refer to attachment or PAIR document dated 10/03/06.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

Received in the U.S. Patent and Trademark Office in re:

Inventor: Dimo Dietrich et al.

Serial No: 10/594,013

Filed: March 24, 2005

For: METHOD FOR ANALYSIS OF CYTOSINE METHYLATION

Included are:

A copy of Notification of Missing Requirements; a Response to Notification; an English translation of application; a Preliminary Amendment; a Sequence Listing Transmittal and Statement; a Sequence Listing on paper; a Sequence Listing in computer readable form; a transmittal letter

82585

8-18-08

Received in the U.S. Patent and Trademark Office in re:

Inventor: Dimo Dietrich et al.

Serial No: 10/594,013

Filed: March 24, 2005

For: METHOD FOR ANALYSIS OF CYTOSINE METHYLATION

Included are:

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82585

8-18-08

IAP04Rec'd PCT 27 AUG 2008



PATENT
Attorney Docket No. 82585
Customer No. 23685

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
DIMO DIETRICH ET AL.)	
)	
Serial No.: 10/594,013)	Group Art Unit: Unknown
)	
I.A Filed: March 24, 2005)	Examiner: Unknown
)	
For: METHOD FOR ANALYSIS OF)	Confirmation Number: 3953
CYTOSINE METHYLATION)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

In response to the Notification of Defective Response dated October 6, 2008, in connection with the above-identified application, Applicants submit herewith a Sequence Listing in computer readable form, a Sequence Listing on paper, and a Sequence Listing Transmittal and Statement.


The undersigned, having telephoned the Patent Office on October 22, 2008, to inquire as to why Applicants' response dated August 18, 2008, was being regarded as defective, was told by Ms. Tamala D. Holland that there was no electronic copy of the Sequence Listing on file. Applicants note that a computer readable copy of the Sequence Listing was filed on August 18, 2008, as evidenced by the enclosed copy of the return postcard. In any event, the undersigned was advised

by Ms. Holland that the alleged defect could be remedied by re-submitting the Sequence Listing, which Applicants are doing with this filing.

It is not believed that a fee is due with this paper. Notwithstanding the above, if there are any fees due in connection with the filing of this paper that are not accounted for, the Examiner is authorized to charge the fees to our Deposit Account No. 11-1755. Also, if a fee is required for an extension of time under 37 C.F.R. 1.136 that is not accounted for already, such an extension of time is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

Kriegsman & Kriegsman

By: 

Edward M. Kriegsman

Reg. No. 33,529

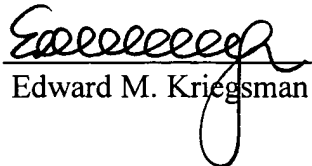
30 Turnpike Road, Suite 9

Southborough, MA 01772

(508) 481-3500

Dated: October 31, 2008

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 31, 2008


Edward M. Kriegsman